

Counsel listed on next page

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOE LEWIS LUQUE AND HERMAN
RICHARDSON, individually and on Behalf
of All Others Similarly Situated,

Plaintiffs,

vs.

AT&T CORP., PACIFIC BELL
TELEPHONE CO., d/b/a AT&T
CALIFORNIA, and AT&T
COMMUNICATIONS OF CALIFORNIA,
INC.,

Defendants.

No. 09-05885-CRB

[CLASS ACTION]

**NOTICE OF PLAINTIFFS' UNOPPOSED
MOTION FOR PRELIMINARY
APPROVAL OF SETTLEMENT**

Date: September 28, 2012
Time: 10:00 AM
Ct rm: 6, 17th Floor
Judge: Charles R. Breyer

Attorneys for Plaintiffs Joe Lewis Luque and Herman Richardson:

STEVEN L. WITTELS (N.Y. State Bar No. 2004635) (*Pro Hac Vice*)
SANFORD WITTELS & HEISLER, LLP
1350 Avenue of the Americas, 31st Floor
New York, New York 10022
Telephone: (646) 402-5650
Facsimile: (646) 402-5651
swittels@swhlegal.com
jheisler@swhlegal.com

JANETTE WIPPER (Cal. State Bar No. 275264)
SANFORD WITTELS & HEISLER, LLP
555 Montgomery Street, Suite 1206
San Francisco, California 94111
Telephone: (415) 795-2020
Facsimile: (415) 795-2021
jwipper@swhlegal.com

MICHAEL RAM (Cal. State Bar No.104805)
KARL OLSON (Cal. State Bar No. 104760)
RAM, OLSON, CEREGHINO & KOPCZYNSKI LLP
555 Montgomery Street, Suite 820
San Francisco, California 94111
Telephone: (415) 433-4949
Facsimile: (415) 433-7311
mram@rocklawcal.com
kolson@rocklawcal.com

EDMOND CLARK (Conn. State Bar No. 418915) (*Pro Hac Vice*)
LAW OFFICE OF EDMOND CLARK
83 Scotland Avenue
Madison, Connecticut 06443
Telephone: (203) 245-4602
Facsimile: (203) 245-9734
eclarkmadisonlaw@aol.com

PLEASE TAKE NOTICE that, on September 28, 2012 at 10:00AM, plaintiffs Joe Lewis Luque and Herman Richardson will bring before the Honorable Charles R. Breyer their unopposed Motion for Preliminary Approval of Settlement and for entry of an Order:

- (a) preliminarily approving the Settlement Agreement;
- (b) preliminarily certifying a Fed. R. Civ. P. 23 settlement class as to the California state law claims, and providing stage two certification of a §216(b) collective action class as to the federal claims under the Fair Labor Standards Act (FLSA) for settlement purposes only;
- (c) appointing Plaintiffs Joe Louis Luque and Herman Richardson as settlement class representatives;
- (d) appointing Steven L. Wittels & Janette Wipper of Sanford Wittels & Heisler, LLP as settlement Class Counsel;
- (e) approving the parties' Notice of Proposed Class Action Settlement, Consent and Claim Forms, and Exclusion Form and directing the mailing of the same to the class members; and
- (f) establishing dates for the final fairness hearing and related events, such as the mailing of notice and the deadline to file objections.

Dated: August 24, 2012.

SANFORD WITTELS & HEISLER, LLP

By: /s/ Steven L. Wittels
Steven L. Wittels
Attorneys for Plaintiffs
Joe Lewis Luque and Herman Richardson